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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
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DAVID NORKIN

Plaintiff, Civil Action No. 05 Civ. 9137(DC)

-against-

DLA PIPER RUDNICK GRAY CARY LLP,

Defendant.

DECLARATION OF JEFFREY SCHREIBER IN SUPPORT OF DEFENDANT'S MOTION TO DISMISS OR, ALTERNATIVELY, FOR SUMMARY JUDGMENT

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JEFFREY SCHREIBER, under the penalties of perjury, declares:

1. I am counsel of record in this action for defendant DLA Piper Rudnick Gray Cary LLP ("Piper"). I make this declaration in support of Defendant's Motion to Dismiss or, Alternatively, for Summary Judgment.

2. Attached as Exhibit A are true and accurate copies of excerpts from the transcript of the deposition of David Norkin ("Norkin"), which took place on October 27 and October 28, 2004, in the case of Britestarr Homes, Inc. v. Piper Rudnick LLP, Civil Action No. 3:05-cv-796-SRU, in the United States District Court for the District of Connecticut.

3. Attached as Exhibit B are true and accurate copies of excerpts from the transcript of the deposition of Mitchell Fenton, which took place on June 15, 2004, in the case of Britestarr Homes, Inc. v. Piper Rudnick LLP, Civil Action No. 3:05-cv-796-SRU, in the United States District Court for the District of Connecticut.

4. Attached as Exhibit C are true and accurate copies of excerpts from the transcript of the deposition of John Nonnenmacher, which took place on October 18, 2004, in the case of Britestarr Homes, Inc. v. Piper Rudnick LLP, Civil Action No. 3:05-cv-796-SRU, in the United States District Court for the District of Connecticut.

5. Attached as Exhibit D is a true and accurate copy of an excerpt from the schedule of personal property that Norkin filed with the United States Bankruptcy Court for the District of Connecticut in 1997, in connection with the bankruptcy petition in his personal bankruptcy case, In re David Norkin, Case No. 97-50043.

6. Attached as Exhibit E is a true and accurate copy of an engagement letter dated August 22, 2000, from Kenneth C.H. Willig of one of Piper's predecessor firms, Piper Marbury Rudnick & Wolfe LLP, to Norkin in his capacity as president of Britestarr Homes, Inc. ("Britestarr"). Norkin countersigned the engagement letter on Britestarr's behalf.

7. Attached as Exhibit F is a true and accurate copy of a handwritten note, faxed on February 5, 2001, from Norkin to one of Britestarr's lawyers, Mitchell Fenton of the law firm of Buchanan Ingersoll P.C., together with a true and accurate copy to the attachment to that note, a marked-up draft of a proposed First Amendment to Option Agreement between Britestarr and ABB Equity Ventures, Inc. ("ABB").

8. Attached as Exhibit G is a true and accurate copy of a handwritten note, faxed on February 5, 2001, from Norkin to Steven Smith, the project manager for ABB.

9. Attached as Exhibit H is a true and accurate copy of a letter, dated March 6, 2001, from Robert Henry, Vice President and General Counsel of ABB, to two of Britestarr's lawyers, Mark Schwarz and Mitchell Fenton.

10. Attached as Exhibit I is a true and accurate copy of a letter, dated March 12, 2001, from Robert Henry, Vice President and General Counsel of ABB, to two of Britestarr's lawyers, Mark Schwarz and Mitchell Fenton.

11. Attached as Exhibit J is a true and accurate copy of a letter, dated March 13, 2001, from Robert Henry, Vice President and General Counsel of ABB, to Mark Schwarz, a Britestarr lawyer.

12. Attached as Exhibit K is a true and accurate copy of a handwritten note, faxed on August 27, 2001, from Norkin to Vincenzo Paparo, a lawyer at the firm of Buchanan Ingersoll P.C. who represented Britestarr.

13. Attached as Exhibit L is a true and accurate copy of an engagement letter dated May 17, 2002, from Kenneth C.H. Willig of one of Piper's predecessor firms, Piper Rudnick LLP, to Norkin in his capacity as Britestarr 's president. Norkin countersigned the engagement letter on Britestarr's behalf.

14. Attached as Exhibit M is a true and accurate copy of an order, entered on May 23, 2002, by which the United States Bankruptcy Court for the District of Connecticut converted Norkin's personal bankruptcy case (In re David Norkin, Case No. 97-50043) from a case under

Chapter 11 of the United States Bankruptcy Code to a case under Chapter 7 of the United States Bankruptcy Code.

15. Attached as Exhibit N is a true and accurate copy of an excerpt from the docket sheet for Norkin's personal bankruptcy case, In re David Norkin, Case No. 97-50043 in the United States Bankruptcy Court for the District of Connecticut. The excerpt shows that on May 23, 2002, in connection with entry number 215, the court "[a]ppointed" Ronald Chorches as Norkin's Chapter 7 trustee.

16. Attached as Exhibit O is a true and accurate copy of a "cooperating attorney agreement" or "joint prosecution agreement," dated October 26, 2004, among Norkin; Norkin's personal bankruptcy counsel, The Law Offices of Mark M. Kratter; and the law firm of Caddell & Chapman, which represents Britestarr in litigation against Piper.

I declare, under the penalty of perjury that the foregoing is true and correct.

Executed: November 7, 2005.

S/______________________________
JEFFREY SCHREIBER